

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF ARKANSAS
FAYETTEVILLE DIVISION

FREDDIE D. MATTHEWS

PLAINTIFF

v.

Civil No. 06-5064

OFFICER K. HILL; and
OFFICER M. DUNHAM

DEFENDANTS

O R D E R

On May 29, 2007, a motion to reopen the case as against Kyle Hill was filed (Doc. 37). The court previously granted a motion to quash service and to stay based on the fact that Hill had been ordered by his commanding officer of the United States Marine Corps, Weapons Company, 3D Battalion, 24th Marines, 4th Marine Division to report for military duty no later than 1700 hours on June 1, 2006. Hill's tour of duty was scheduled to last until May 31, 2007. The court notes that the motion to quash was filed by Mr. Jason Owens who currently represents separate defendant M. Dunham. Mr. Owens is directed to ascertain to the best of his ability whether Hill is still on active military duty or where Hill is and file a response to the motion to reopen with the court by no later than **June 30, 2007**.

IT IS SO ORDERED this 13th day of June 2007.

/s/ *J. Marschewski*

HON. JAMES R. MARSCHEWSKI
UNITED STATES MAGISTRATE JUDGE